

Jeffrey Marc Siskind
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UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA
LOS ANGELES DIVISION

IN RE: CASE NO. 2:23-BK-11720-VZ
JEFFREY MARC SISKIND, CHAPTER 13
Debtor.

**NOTICE OF FILING ORDER CLARIFYING AUTOMATIC STAY AND GRANTING
LIMITED STAY RELIEF IN SO. DIST. OF FLORIDA BANKRUPTCY CASE
NO. 23-16430, STYLED IN RE ROBERT GIBSON, AND MOTION**

Debtor, Jeffrey Marc Siskind, pro se, files this Notice of Filing Order Clarifying
Automatic Stay and Granting Limited Stay Relief in Southern District of Florida Bankruptcy
Case No. 23-16430, styled In Re Robert Gibson, and Motion, both of which are attached.

/s/ Jeffrey M. Siskind
Jeffrey M. Siskind, Pro Se
3465 Santa Barbara Drive Wellington, Florida 33414
TELEPHONE (561) 791-9565 FACSIMILE (561) 791-9581
Emails: jeffsiskind@msn.com & jeffsiskind@gmail.com

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing Notice of Filing First Amended Chapter 13 Plan
was served to all parties registered on CM/ECF and electronically or via first class U.S. Mail to
all parties listed on the attachment to the Proof of Service attached hereto.

/s/ Jeffrey M. Siskind
Jeffrey M. Siskind, Pro Se



ORDERED in the Southern District of Florida on May 9, 2024.

Mindy A. Mora, Judge
United States Bankruptcy Court

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
West Palm Beach Division

In Re:

ROBERT ALLEN GIBSON,
a/k/a ROBERT A. GIBSON,

Case No. 23-16430-MAM
Chapter 13

Debtor.

ORDER CLARIFYING AUTOMATIC STAY AND GRANTING LIMITED STAY RELIEF

THIS MATTER came before the Court on April 30, 2024 upon Jeffrey Siskind's Amended Verified Motion to Limit Debtor's Automatic Stay Protection [ECF 123]. At the hearing, the Court deemed the Amended Verified Motion to Limit Debtor's Automatic Stay Protection to be a motion seeking stay relief to proceed with the claim objection hearing in California. The Court having reviewed the Motion and a Response filed by Debtor's counsel at

ECF 125, hearing argument by Movant and Mr. Gibson's counsel and being otherwise fully informed in the premises,

IT IS ORDERED THAT:

1. Actions taken on Claim numbers 8 and 9 by the United States Bankruptcy Court for the Central Division of California in Case no. 2:23-bk-17720-VZ after Mr. Gibson filed his bankruptcy petition in the Southern District of Florida on August 15, 2023 are void ab initio because they occurred without stay relief from this Court.

2. To the extent necessary, objections to Mr. Gibson's claims may be refiled and must be appropriately noticed and served on interested parties as provided for by the Federal Rules of Bankruptcy Procedure.

3. Mr. Gibson should be provide with a means to attend any California hearings remotely, if applicable.

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Prepared by:
Jeffrey M. Siskind, Esq.
SISKIND PLLC
3465 Santa Barbara Drive
Wellington, FL 33414
TEL (561) 352-9166
jeffsiskind@msn.com

Attorney Siskind is directed to serve this order upon all non-registered users or registered users who have yet to appear electronically in this case and file a conforming Certificate of Service.

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
West Palm Beach Division

In Re:

ROBERT ALLEN GIBSON,
a/k/a ROBERT A. GIBSON,

Case No. 23-16430-MAM
Chapter 13

Debtor.

**AMENDED VERIFIED MOTION TO LIMIT
DEBTOR'S AUTOMATIC STAY PROTECTION**

Nature of Initial Emergency: Debtor's Unsubstantiated "Unpaid Wages, Withholding and FICA" Claim and other Assigned Claims in Movant's Bankruptcy Case will Impede Confirmation unless Finally Resolved Prior to Confirmation.

NOTE: All changes contained in this amended motion are underlined for convenience.

COMES NOW, Jeffrey M. Siskind ("Movant"), by and through undersigned counsel, and files this Amended Motion to Limit Debtor's Automatic Stay Protection, and states:

1. Movant filed a Petition for Relief pursuant to Chapter 13 in the Central District of California on March 18, 2024.
2. Debtor filed a voluntary petition on August 15, 2023, and subsequently filed a Suggestion of Bankruptcy in Movant's bankruptcy case on October 10, 2023.
3. Debtor filed three claims in Movant's Chapter 13 case; Claim no. 8 in the amount of \$403,000 based upon an assignment, Claim No. 9 in the amount of \$25,000 based upon an assignment, and Claim No. 10 in an unstated amount based upon "Unpaid wages, Withholding and FICA as Employee."
4. Debtor worked for Movant as an independent contractor until early 2017. His company, d/b/a Intellexigent, Unltd., was paid \$1,250 per week for his part-time services and the part time services of his long-time associate, Patricia Barron.
5. Claim no. 10, attached hereto as "Exhibit A," is a barebones filing, bereft of any

support whatsoever.

6. Claims 8 and 9 were adjudicated in Movant's favor, but Debtor filed for bankruptcy protection in the Southern District of Florida before the California bankruptcy court rendered orders disposing of those two claims.

7. A hearing scheduled on the date of the original filing of this motion ~~today~~ on Movant's Verified Renewed Objection to Proof of Claim No. 10 was continued to permit Movant to obtain an Order from this Court determining that the Debtor's protection of the automatic stay does not protect Debtor's right to its pursue claims against Movant.

8. The Court heard this Motion on April 15, 2024, at which time final consideration was continued to April 30, 2024 to permit Movant and Debtor's counsel to talk.

9. Debtor's counsel spoke briefly in the parking lot after the initial hearing and later in the day by telephone, and also exchanged emails.

10. Debtor's counsel indicated to Movant that he believed that the issue raised in its Motion had already been decided by this Court in its order at ECF 47.

11. However, Movant responded that the Order at ECF 47 dealt specifically with three motions (ECFs 11, 16 and 19) that arose in an entirely different context.

12. In ECF 11, Movant sought a prefiling order on the state court's finding that Debtor is a vexatious litigant .

13. In ECF 16, Movant sought relief for a client who performed work from Debtor but was not paid, and had already obtained a state court default.

14. In ECF 19, Movant sought relief for one of its clients who had, prior to Debtor's filing for relief, brought suit against the Debtor in Palm Beach County state court to obtain relief from Debtor's use of an illegal assignment to procure a portion of its cause of action.

15. Movant explained to Debtor's counsel that the relief sought in Movant's California Chapter 13 case is distinguishable from ECFs 11, 16 and 19 because Debtor had, by filing claims in a foreign court, voluntarily submitted to its jurisdiction.

16. Moreover, Debtor, by filing a facially deficient proof of claim (#10) and by failing to defend against Movant's objections to Debtor's two other proofs of claims which were already ruled upon (#s 8 and 9), is interfering with the resolution of Movant's California Chapter 13 case.

17. Debtor's voluntary offensive measures in other jurisdictions should not be afforded the protection of this Court.

WHEREFORE, Movant again requests that the Court limit the Debtor's stay protection to all matters not inclusive of Debtor's claims in Movant's bankruptcy case, and for such other and further relief as appropriate.

S I S K I N D , P L L C

/s/ Jeffrey M. Siskind
Jeffrey M. Siskind, Esq. FBN 138746

3465 Santa Barbara Drive Wellington, Florida 33414
1629 K Street NW, Suite 300 Washington, DC 20006
100 Harborview Drive, Third Floor Baltimore, MD 21230
113 N. Monroe Street, 1st Floor Tallahassee, Florida 32301
TELEPHONE (561) 791-9565 FACSIMILE (561) 791-9581
Attorney's Personal Email: jeffsiskind@msn.com

VERIFICATION

I AGAIN HEREBY CERTIFY that the facts contained above are true and correct to the best of my knowledge and belief.

/s/ Jeffrey M. Siskind
Jeffrey M. Siskind, Esq. FBN 138746

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Amended Motion was served on April 16, 2024 upon Debtor's counsel, the Chapter 13 Trustee, the Office of the United States Trustee and all other creditors and appropriate interested parties on the attached mailing matrix by CM/ECF or U.S. Mail on ~~December 7, 2023~~.

/s/ Jeffrey M. Siskind
Jeffrey M. Siskind, Esq. FBN 138746

Label Matrix for local noticing

113C-9

Case 23-16430-MAM

Southern District of Florida

West Palm Beach

Fri Aug 18 18:38:29 EDT 2023

Dick Dwyer and Florida Investigators

c/o Siskind Legal PLLC

3465 Santa Barbara Drive

Wellington, FL 33414-7269

(p) JPMORGAN CHASE BANK N A

BANKRUPTCY MAIL INTAKE TEAM

700 KANSAS LANE FLOOR 01

MONROE LA 71203-4774

Judith Siskind

3485 Lago De Talavera

Lake Worth, FL 33467-1071

Palm Isles I Condo Assn

c/o Jeremy Dicker, Esq

Sachs Sax Caplan

6111 Broken Sound Pkway NW, Ste 200

Boca Raton, FL 33487-3644

Brian K. McMahon Esq.

1401 Forum Way., Ste. 730

West Palm Beach, FL 33401-2322

Robin R Weiner

Robin R. Weiner, Chapter 13 Trustee

Post Office Box 559007

Fort Lauderdale, FL 33355-9007

Palm Isles I Condominium Association, Inc.

c/o Sachs Sax Caplan, P.L.

6111 Broken Sound Parkway NW

Suite 200

Boca Raton, FL 33487-3644

Focus Financial Services

Attn: Bankruptcy

Po Box 1050

Boynton Beach, FL 33425-1050

Jeffrey M. Siskind, PLLC

3465 Santa Barbara Dr

Wellington, FL 33414-7269

Kelly Landers

c/o Jeffrey M Siskind, Esq.

Siskind, PLLC

3465 Santa Barbara Drive

Wellington, FL 33414-7269

Wells Fargo

Chalres W. Scharf, President

420 Montgomery Street

San Francisco, CA 94104-1207

Kelly Landers

c/o Jeffrey Siskind, Esq.

Siskind, PLLC

3465 Santa Barbara Drive

Wellington, FL 33414-7269

Capital One

Attn: Bankruptcy

Po Bx 30285

Salt Lake City, UT 84130-0285

Goldman Sachs Bank USA

Attn: Bankruptcy

Lockbox 6112, PO Box 7247

Philadelphia, PA 19170-0001

Joseph Karam

785 8th Court, Unit 8

Vero Beach, FL 32962-1635

Office of the US Trustee

51 S.W. 1st Ave.

Suite 1204

Miami, FL 33130-1614

William LaRoque

c/o Jeffrey Siskind

3465 Santa Barbara Drive

Wellington, FL 33414-7269

Robert A Gibson

2385 Executive Cir Dr.

Suite 100

Boca Raton, FL 33431-8510

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

JP Morgan Chase

3415 Vision Drive

Columbus, OH 43219-6009

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

End of Label Matrix
Main Document
Mailable recipients 18
Bypassed recipients 1
Total 19

EXHIBIT A

Fill in this information to identify the case:

Debtor 1	Jeffrey Siskind
Debtor 2	
(Spouse, if filing)	
United States Bankruptcy Court	Central District of California
Case number:	23-11720

FILED

U.S. Bankruptcy Court
Central District of California

6/1/2023

Kathleen J. Campbell, Clerk

**Official Form 410
Proof of Claim**

04/22

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. **Do not send original documents;** they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

1. Who is the current creditor?	Robert Gibson Name of the current creditor (the person or entity to be paid for this claim) Other names the creditor used with the debtor Inteleigent, Unltd.	
2. Has this claim been acquired from someone else?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. From whom? _____	
3. Where should notices and payments to the creditor be sent? Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	Where should notices to the creditor be sent? Robert Gibson Name 2385 NW Executive Center Dr. Ste 100 Boca Raton, FL 33431-8510 Contact phone 5618682100 Contact email intelexigent@gmail.com Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____	Where should payments to the creditor be sent? (if different) _____ Name _____ Contact phone _____ Contact email _____
4. Does this claim amend one already filed?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____ Filed on _____ MM / DD / YYYY	
5. Do you know if anyone else has filed a proof of claim for this claim?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Who made the earlier filing? _____	

Part 2: Give Information About the Claim as of the Date the Case Was Filed

6. Do you have any number you use to identify the debtor?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: _____											
7. How much is the claim?	\$ 0.00	Does this amount include interest or other charges? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).										
8. What is the basis of the claim?	<p>Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card. Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c).</p> <p>Limit disclosing information that is entitled to privacy, such as healthcare information.</p> <p>Unpaid Wages, Withholding and FICA as Employee</p>											
9. Is all or part of the claim secured?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. The claim is secured by a lien on property. Nature of property: <input type="checkbox"/> Real estate. If the claim is secured by the debtor's principal residence, file a <i>Mortgage Proof of Claim Attachment</i> (Official Form 410-A) with this <i>Proof of Claim</i> . <input type="checkbox"/> Motor vehicle <input type="checkbox"/> Other. Describe: _____ Basis for perfection: _____ <p>Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)</p> <table style="width: 100%;"> <tr> <td style="width: 50%;">Value of property:</td> <td style="width: 50%;">\$ _____</td> </tr> <tr> <td>Amount of the claim that is secured:</td> <td>\$ _____</td> </tr> <tr> <td>Amount of the claim that is unsecured:</td> <td>\$ _____ (The sum of the secured and unsecured amounts should match the amount in line 7.)</td> </tr> </table> <table style="width: 100%;"> <tr> <td style="width: 60%;">Amount necessary to cure any default as of the date of the petition:</td> <td style="width: 40%;">\$ _____</td> </tr> </table> <table style="width: 100%;"> <tr> <td style="width: 60%;">Annual Interest Rate (when case was filed)</td> <td style="width: 40%;">_____ %</td> </tr> </table> <input type="checkbox"/> Fixed <input type="checkbox"/> Variable		Value of property:	\$ _____	Amount of the claim that is secured:	\$ _____	Amount of the claim that is unsecured:	\$ _____ (The sum of the secured and unsecured amounts should match the amount in line 7.)	Amount necessary to cure any default as of the date of the petition:	\$ _____	Annual Interest Rate (when case was filed)	_____ %
Value of property:	\$ _____											
Amount of the claim that is secured:	\$ _____											
Amount of the claim that is unsecured:	\$ _____ (The sum of the secured and unsecured amounts should match the amount in line 7.)											
Amount necessary to cure any default as of the date of the petition:	\$ _____											
Annual Interest Rate (when case was filed)	_____ %											
10. Is this claim based on a lease?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Amount necessary to cure any default as of the date of the petition. \$ _____											
11. Is this claim subject to a right of setoff?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Identify the property: _____											

12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?		<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Check all that apply.	Amount entitled to priority
A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.	<input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).	\$	
	<input type="checkbox"/> Up to \$3,350 * of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).	\$	
	<input type="checkbox"/> Wages, salaries, or commissions (up to \$15,150 *) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).	\$	
	<input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	\$	
	<input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).	\$	
	<input type="checkbox"/> Other. Specify subsection of 11 U.S.C. § 507(a)() that applies	\$	
* Amounts are subject to adjustment on 4/01/25 and every 3 years after that for cases begun on or after the date of adjustment.			

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157 and 3571.

Check the appropriate box:

- ☒ I am the creditor.
☐ I am the creditor's attorney or authorized agent.
☐ I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.
☐ I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this Proof of Claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this Proof of Claim and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date 6/1/2023
MM / DD / YYYY

/s/ Robert Allen Gibson

Signature

Print the name of the person who is completing and signing this claim:

Name Robert Allen Gibson

First name Middle name Last name

Title _____

Company _____

Address Identify the corporate servicer as the company if the authorized agent is a servicer

2385 NW Executive Circle Dr.. Ste. 100

Number Street

Boca Raton, FL 33431-8510

City State ZIP Code

Contact phone (561) 868-2100 Email intelixigent@gmail.com

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

17927 77th Lane North, Loxahatchee, Florida 33470

A true and correct copy of the foregoing document entitled (*specify*):

Declaration About an Individual Debtor's Schedules and Amended Schedule E/F

will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)**: Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (*date*) May 9, 2024, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

☒ Service information continued on attached page

2. **SERVED BY UNITED STATES MAIL**:

On (*date*) May 9, 2024, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Honorable Vincent P. Zurzolo
United States Bankruptcy Court
Central District of California
255 E. Temple Street, Suite 1360
Los Angeles, CA 90012

☒ Service information continued on attached page

3. **SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL** (*state method for each person or entity served*): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (*date*) May 9, 2024, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

5-9-2024

Date

Josef Schneider

Printed Name

Signature

PROOF OF SERVICE OF DOCUMENTS

ATTACHMENT TO ITEM #1

United States Trustee (LA)
ustpreion16.la.ecf@usdoj.gov

JaVonne M Phillips
McCarthy & Holthus, LLP
bknotice@mccarthyholthus.com

Arvind Nath Rawal
arawal@aisinfo.com

Nancy K Curry (TR)
trustee13la@aol.com

Caren J. Castle
ccastle@idealawgroupllc.com

ATTACHMENT TO ITEM #2

Honorable Vincent P. Zurzolo
United States Bankruptcy Court
Central District of California
255 East Temple Street, Suite 1360
Loa Angeles, CA 90012

Florida Elections Commission
Attn: Mattie Clay
107 West Gaines Street Ste 224
Tallahassee, FL 32399-1050

Office of the U.S. Trustee
51 SW First Avenue, Room 1204
Miami, FL 33130-1614

US Dept of Education
PO Box 16448
St Paul, MN 55116-0448

Civitek
PO Box 16428
Tallahassee, FL 32317-6428

Franchise Tax Board
Bankruptcy Section MS A340
PO Box 2952
Sacramento, CA 95812-2952

LNVN Funding, LLC
Resurgent Capital Services
PO Box 10587
Greenville, SC 29603-0587

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Christopher George
1861 Primrose Lane
Wellington, FL 33414-8662

FVRMS, LLC
c/o Zaretsky Law Group
1615 Forum Place 3A
West Palm beach, FL 33401-2316

Mobiloans
PO Box 1409
Marksville, LA 71351-1409

Uetsa Tsakiits Inc. dba MaxLend
PO Box 760
Loa Angeles, CA 90017-2466